

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 13797 of 2004

Between:

P.V. Bhadraiah, S/o Late Mallikarjunaiah,
Sri Veerabhadra Swamy Temple, Paturu (V), Kovvur (M),
Nellore District.

..... PETITIONER

AND

- 1 The Assistant Commissioner, Endowments Department,
Nellore, Nellore District.
- 2 The Commissioner , Endowments Department, Government of
Andhra Pradesh, Boggulakunta, Tilak Road, Hyderabad.
- 3 The Regional Joint Commissioner, Endowments Department,
Thirupathi, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or direction more particularly one in the nature of writ of mandamus, or any other appropriate writ, direct the respondents herein to consider the representation dt. 16-7-2004 made by the petitioner, in accordance with the provisions under section 34 (2) of Endowments Act 30/1987 and consequently direct the respondents not to dispossess the petitioner from the land to an extent of Ac. 1.85 cents of situated at Paturu (V), Kovur (M), Nellore District, belongs to Sri Veerabhadra Swamy Temple, Paturu (V), Kovur (M), Nellore District,

Counsel for the Petitioner:MR.METTACHENDRA SEKHAR RAO

Counsel for the Respondent No.: GP FOR ENDOWMENTS

The Court at the stage of admission made the following O R D E R:

The petitioner is the son of an 'archaka' of Sri Veerabhadra Swamy Temple, Paturu Village, Kovvur Mandal, Nellore District. His father while doing 'archakathvam' in the temple, died on 26-06-2004. After the death of his father, petitioner is performing 'archakathvam' in the said temple. He made a representation to the first respondent on 16-07-2004 requesting to permit him to continue as 'archaka' of the said temple. As the first respondent did not pass any orders, so far, on his representation, the petitioner approached this Court seeking a direction to the first respondent to pass appropriate orders on his representation.

Heard the learned counsel for the petitioner and learned Government Pleader for Endowments.

In the light of the circumstances explained by the petitioner, the first respondent is directed to consider and pass appropriate orders on the representation of the petitioner, dated 16-07-2004, as per Rules, and also keeping in view his qualifications and eligibility to hold the said post.

Pending disposal of the representation of the petitioner, status quo obtaining as on today shall be maintained.

The writ petition is accordingly disposed of. No order as to costs.

05-08-2004

Note:Furnish C.C. by tomorrow

B/o

vrn

To

- 1 The Assistant Commissioner, Endowments Department,
Nellore, Nellore District.
- 2 The Commissioner , Endowments Department, Government of
Andhra Pradesh, Boggulakunta, Tilak Road, Hyderabad.
- 3 The Regional Joint Commissioner, Endowments Department,
Thirupathi, Chittoor District.
- 4 Two C.Cs to the Government Pleader for Endowments,
High Court Buildings, A.P, Hyderabad (OUT)
- 5 Two C.D copies